



JKW

Attorney Docket No. 1761.1022D

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:

Kanji NAKAMURA et al.

Application No.: 10/802,736

Group Art Unit: 3725

Confirmation No.: 5049

Filed: March 18, 2004

Examiner: SELF, Shelly M.

For: GRIDING SLUDGE COMPACTING MACHINE

**RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

This is responsive to the Office Action mailed July 23, 2004 and having a shortened statutory period for response set to expire on August 23, 2004. The following remarks are provided:

**I. Provisional Election of Claims Pursuant to 37 CFR §1.142**

Applicants elect **Group I** (claims 1-3) without traverse in response to the preliminary restriction requirement set forth in the Office Action.

Please note, regarding un-elected Group II, since only claims 1-5 were filed with the application, Applicants assume the listing of claims 4-6 is a typographical error, and that Group II, as delineated by the Examiner includes claims 4-5.

**III. Conclusion**

In view of the foregoing remarks, all claims are deemed to be allowable and this application is believed to be in condition for allowance.

If any further fees are required in connection with the filing of this Amendment, please

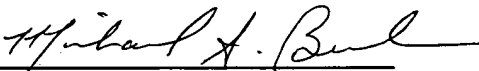
charge the same to our deposit account number 19-3935.

Should any questions remain unresolved, the Examiner is requested to telephone Applicants' attorney.

Respectfully submitted,

STAAS & HALSEY LLP

Date: 17 Aug 2004

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